

SEP 21 2006

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office (Fax No. (571) 273-8300), on September 21, 2006.

  
Attorney for Applicant

THIS MESSAGE IS INTENDED ONLY FOR THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. It may contain privileged, confidential, attorney work product, or trade secret information which is exempt from disclosure under applicable laws. If you are **NOT** the intended recipient, or an employee or agent responsible for delivering the message to the recipient, you are hereby notified that any dissemination, distribution, or copying of this message is strictly prohibited. If you have received this message in error, please notify us immediately by telephone and return the original message (and all copies) to us by mail at PATE PIERCE & BAIRD, 550 Parkside Tower, 215 South State St., Salt Lake City, UT 84111. We will reimburse you for postage. Thank you.

PATENT  
Docket No. 2456.2.7.1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Phillip M. Adams	)	
Serial No.:	10/715,340	)	
Filed:	November 17, 2003	)	Art Unit:
For:	PROGRAMMATIC TIME-GAP DEFECT DETECTION APPARATUS AND METHOD	)	2182
Examiner:	Aurangzeb Hassan	)	

NOTIFICATION OF ENTITLEMENT  
TO SMALL ENTITY STATUS UNDER 37 CFR 1.27(c)(1)(iii)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

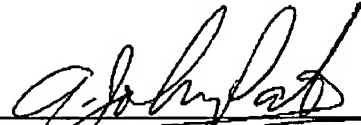
Sir:

Applicant previously filed the above-identified patent application as a large entity on November 17, 2003. Applicant is a small entity. Accordingly, large entity status, as previously

established in connection with this application is being changed herewith to small entity status, in accordance with 37 CFR 1.27(c)(1)(iii).

DATED this 21<sup>st</sup> day of September, 2006.

Respectfully submitted,

  
A. John Pate  
Registration No. 36,234  
Attorney for Patentee

Date: September 21, 2006

PATE PIERCE & BAIRD, P.C.  
550 Parkside Tower  
215 South State Street  
Salt Lake City, Utah 84111  
Telephone: (801) 530-0330  
Facsimile: (801) 530-5955